

May 10, 2005

**VIA ELECTRONIC FILING**

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
12<sup>th</sup> Street Lobby, TW-A325  
Washington, D.C. 20554

Re: *Ex Parte Presentation*  
CC Docket No. 98-170; CG Docket No. 04-208

Dear Ms. Dortch:

On Monday, May 9, 2005, Christopher Day, Laura Holloway and Kent Nakamura of Nextel Communications, Inc. and Christopher J. Wright of Harris, Wiltshire & Grannis LLP met with Monica Desai, Chief, Consumer & Governmental Affairs Bureau ("CGB"); Jay Keithley, Deputy Chief, CGB; Thomas Chandler, Chief, Disability Rights Office, CGB; Jeffrey Tignor, CGB; and Michael Jacobs, CGB. During the meeting, the Nextel representatives discussed the inconsistency of two footnotes in the Commission's March 18, 2005, *Truth-in-Billing Second Report and Order, Declaratory Ruling, and Second Further Notice of Proposed Rulemaking* that addressed the recovery of Telecommunications Relay Service ("TRS") fees by telecommunications providers, and the Commission's 1994 decision to deregulate the rates and rate structures of Commercial Mobile Radio Service ("CMRS") providers.

Should you have any questions regarding this filing, please do not hesitate to contact the undersigned.

Respectfully submitted,

/s/ Christopher R. Day  
Christopher R. Day  
Counsel, Government Affairs

cc: Monica Desai  
Jay Keithley  
Thomas Chandler  
Jeffrey Tignor  
Michael Jacobs